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United States of America

7  
8 IN THE UNITED STATES DISTRICT COURT  
9 EASTERN DISTRICT OF CALIFORNIA

10 UNITED STATES OF AMERICA,  
11  
12 Plaintiff,  
13  
14 v.  
15 MICHAEL CARPENTER,  
16 Defendant.

CASE NO. 1:21-CR-00223-JLT  
  
STIPULATION REGARDING EXCLUDABLE  
TIME PERIODS UNDER SPEEDY TRIAL ACT;  
[PROPOSED] FINDINGS AND ORDER  
  
DATE: November 18, 2024  
TIME:  
COURT: Hon. Jennifer L. Thurston

16  
17 **STIPULATION**

18 Plaintiff United States of America, by and through its counsel of record, and defendants, by and  
19 through defendants' counsel of record, hereby stipulate as follows:

- 20 1. By previous order, this matter was set for change of plea on November 18, 2024.
- 21 2. By this stipulation, defendants now move to continue the sentencing date to March 31,  
22 2025, and to exclude time between November 18, 2024, and March 31, 2025, under 18 U.S.C.  
23 § 3161(h)(7)(A), B(iv) [Local Code T4].
- 24 3. The parties request additional time to discuss the terms of the plea agreement and for  
25 defense counsel to further engage in discussions with defendant about those terms.
- 26 4. For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161, et seq.,  
27 within which trial must commence, the time period of November 18, 2024 to March 31, 2025, inclusive,  
28 is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv) [Local Code T4] because it results  
from a continuance granted by the Court at defendants' request on the basis of the Court's finding that

the ends of justice served by taking such action outweigh the best interest of the public and the defendants in a speedy trial.

5. The parties also agree that this continuance is necessary for several reasons, including but not limited to, the need to permit time for the parties to exchange supplemental discovery, engage in plea negotiations, and for the defense to continue its investigation and preparation, pursuant to 18 U.S.C. § 3161(h)(7)(A) and 3161(h)(7)(B)(i) and (iv).

6. Nothing in this stipulation and order shall preclude a finding that other provisions of the Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial must commence.

IT IS SO STIPULATED.

Dated: November 12, 2024

PHILLIP A. TALBERT  
United States Attorney

/s/ STEPHANIE M. STOKMAN  
STEPHANIE M. STOKMAN  
Assistant United States Attorney

Dated: November 12, 2024

/s/ BARBARA O'NEILL  
BARBARA O'NEILL  
Counsel for Defendant  
MICHAEL CARPENTER

**[PROPOSED] FINDINGS AND ORDER**

IT IS SO FOUND.

IT IS SO ORDERED.

Dated: **November 13, 2024**

  
UNITED STATES DISTRICT JUDGE